IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Civil Writ Petition (Lodging No. 116 of 2003 (M/B)

Inderveer Singh,
S/o Rohtash Singh,
R/o Bijnor (Uttar Pradesh)
Director of M/s Giri Resorts Pvt. Ltd.,
Haridwar having its Regd. Office at
Indranagar, Lucknow ……. Petitioner

Versus

Uttar Pradesh Financial Corporation
And others …… Respondents.

Mr. M.C. Bansal, Advocate for the petitioner.
Mr. Naresh Pant, Advocate for respondent Uttar Pradesh Financial Corporation.

Coram: Hon. S. H. Kapadia, C.J.
Hon. M.M. Ghildiyal, J.
Dated: 14.11.2003:

PC:

Petitioner is a guarantor. He is a resident of U. P. He is also Director of M/s Giri Resorts Pvt. Ltd. having its registered office at Indranagar, Lucknow which is the principal borrower. The borrowing has been guaranteed by the petitioner, who is the resident of Bijnor in Uttar Pradesh. The impugned recovery certificate is issued by the Revenue Authorities of the U. P. Government. Therefore, substantial cause of action has arisen in U.P. Therefore, the writ petition is not maintainable.

Writ petition is rejected accordingly.

All questions on merits are kept open.

(M.M. Ghildiyal, J.) **(S.H. Kapadia, C.J.)**

AK: